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Centre number	Candidate number
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Candidate signature	I declare this is my own work.

A-level **LAW**

Paper 1

Wednesday 3 June 2020

Afternoon

Time allowed: 2 hours

Materials

· You will need no other materials.

Instructions

- Use black ink or black ball-point pen.
- Fill in the boxes at the top of this page.
- Answer **all** questions. You must answer the questions in the spaces provided. Do **not** write on blank pages.
- If you need extra space for your answer(s), use the lined pages at the end of this book. Write the question number against your answer(s).
- Do all rough work in this book. Cross through any work you do not want to be marked.
- Questions should be answered in continuous prose. Give reasoned answers. Where appropriate, make reference to cases, statutes and examples.

For Exam	iner's Use
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Information

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- The maximum mark for this paper is 100.



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If you v	vish to return to an answer previously crossed out, ring the answer you now wn.	wish to select
0 1	Select the true statement about liability for an omission.	[1 mark]
	A An Act of Parliament can create liability for an omission.	
	B An omission cannot make a person guilty of an offence.	>
	C Liability for an omission arises due to an involuntary action.	
	D Liability for an omission removes the need to prove mens rea.	
0 2	Select the true statement about the defence of diminished responsibility.	[1 mark]
	A The abnormality of mental functioning must provide an explanation for the defendant's conduct.	
	B The defect of reasoning must be due to an external factor.	
	C The defendant must be judged against a reasonable adult.	>
	D The defendant must show a justifiable sense of being seriously wronged.	



3	Within statutory interpretation, which one of the following is not an intrinterpretation?	insic (internal) aid to
	•	[1 mark
	A A Law Commission Report	0
	B An interpretation section	0
	C The long title	0
	D The preamble	0
4	The CILEx Regulation Board has the power to discipline which one of	the following?
	A A barrister	0
	B A judge	0
	C A legal executive	0
	D A solicitor	0
5	Select the true statement about the role of the jury within the criminal jury will	justice system. [1 mark
	A decide points of law.	0
	B decide the sentence.	0
	C reach a verdict based on the facts presented.	0
	D sit on appeal hearings.	0
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Using any examp	ole, explain the 1966 F	Practice Statement.	
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Alice and Belle were on rival football teams. After a match, on the way to the changing rooms, Alice pushed Belle violently, causing Belle to fall awkwardly. Belle suffered a badly sprained wrist. Subsequent poor medical treatment left Belle with permanent damage to her wrist.

Causation requires proof of causation in fact and causation in law. Alice caused the

Suggest why Alice is likely to have caused the permanent damage to Belle's wrist in law.

[5 marks]

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0 8	Caroline wrongly believed that Debbie had started a rumour that Caroline had cheated in an exam. This made Caroline furious with Debbie. During the lunch break, Debbie walked into the college toilets where Caroline was washing her hands. Caroline became very angry and threw liquid soap in Debbie's face. Debbie suffered an allergic reaction to the soap resulting in blurred vision for several hours after the attack

Person Act 1861.	
	[10



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Self-defence may be use	ed as a defence in o	criminal law.	
Examine the meaning of defence of self-defence	'justice' and discus	ss the extent to which	the availability of t
defende of sen defende	may dome ve justice	·.	[15



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In Question **10** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

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Frank went into a shop where he had fitted some shelves the previous week. The owner had refused to pay Frank for the work, so when Frank saw a shop assistant counting money he snatched £200 from the assistant's hands. As Frank turned to go, the assistant tried to stop him but Frank pushed him aside and left with the money. That night, Frank felt guilty about taking the money. He put it all into an envelope, went back to the shop and posted it through the letterbox.

The following evening, Frank drank a large amount of alcohol in a pub. There was a report on the pub TV of the incident in the shop the previous day, including CCTV footage of Frank leaving. George, the barman, shouted over to Frank, "That looks like you, mate." Annoyed that he had been recognised, Frank threw his beer at George. George jumped sideways to avoid being soaked, slipped and fell against the bar counter. George broke his skull and died shortly afterwards.

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In Question 11 you are required to provide an extended answer which shows a clear,	
logical and sustained line of reasoning leading to a valid conclusion.	

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Over the last few months Harry and Isobel's relationship had become increasingly strained as Harry's behaviour had become unpredictable and often violent. One evening, Isobel read a message on Harry's phone from her sister. The message read 'thank you for a wonderful evening, darling'. Isobel confronted Harry and accused him of having an affair with her sister. Harry became aggressive, smashing plates and taunting Isobel for being jealous. He shouted, "You're a useless wife. I wish I'd married your sister!"

Harry was tired but before he went to bed he told Isobel that he would beat her up in the morning. About an hour later, when Harry was asleep, Isobel was furious about the events of the evening and the threat he had made to her. She was also worrying about what would happen the next morning. Isobel took a kitchen knife and stabbed Harry several times, before fleeing from the bedroom. Harry died from blood loss.

Consider Isobel's criminal liability for the murder of Harry.		
Assuming that Isobel is found guilty, assess the sentencing powers available to the court. [30 marks]		





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A-level **LAW**

Paper 1

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	Answer all questions in the spaces provided.	
For each	vant to change your answer you must cross out your original answer as	s shown.
0 1	Which of the following is not a defence to murder?	[1 mark]
	A Automatism	0
	B Duress	0
	C Intoxication	0
	D Self-defence	0
0 2	Which is the false statement about the requirements needed to prove robbery?	the offence of [1 mark]
	A The amount of force used by the defendant can be minimal.	0
	B The defendant can be reckless as to the use of force.	0
	C The force must be used immediately before or at the time of the theft.	0
	D The offence must include a completed theft.	0



0 3	Select the statement that most accurately describes the aim of the purposive approach to		
	statutory interpretation.		[1 mark]
	A Avoiding an absurd result	0	
	B Finding what Parliament intended to achieve	0	
	C Giving words their ordinary meaning	0	
	D Identifying a gap in the law	0	
0 4	A defendant who pleads guilty to an offence in the Magistrates' Court of Crown Court against:	can appea	to the
			[1 mark]
	A a ruling on a point of law.	0	
	B conviction only.	0	
	C sentence and conviction.	0	
	D sentence only.	0	
0 5	Select the false statement about lay magistrates.		[1 mark]
	A Lay magistrates are assisted in court by a legal adviser.	0	
	B Lay magistrates can impose community sentences.	0	
	C Lay magistrates do not hear either-way offences.	0	
	D Lay magistrates hear cases in the Youth Court.	0	5
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Extra space	Using any two examples, explain extrinsic aids to interpretation.	[E more
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Asha was using a forklift truck to move some heavy boxes at work. As she placed one box on a shelf, she heard a scream. Bilal, who was on the other side of the shelf, had become trapped when the box landed on his arm. When Asha realised what she had done she laughed and shouted, "You can stay there!".

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8	After spending the day drinking alcohol and taking drugs, Cassie got into an argument with her flatmate, Daisy. During the argument, Cassie suddenly grabbed a tennis racket and struck Daisy a powerful blow. This attack resulted in grievous bodily harm to Daisy by breaking her arm in two places.
	Advise Cassie, with regard to the mens rea of s18 and s20 (Offences Against the Person Act 1861), whether she could avoid criminal liability for the injury to Daisy by pleading intoxication.
	[10 mark



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	In Question 09 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.
	The use of principles to guide the development of legal rules enables law to play an important role in society.
	Examine the principle of fair labelling and the principle of correspondence. Discuss the extent to which any one of the non-fatal offences against the person satisfies one of these
	principles. [15 marks
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In Question 10 you are required to provide an extended answer which shows a clear,	
logical and sustained line of reasoning leading to a valid conclusion.	

Elijah suffered from extreme paranoia which caused him to believe that his neighbours, Fern and Gianni, were trying to harm him.

Armed with a knife, Elijah entered his neighbours' house late one night and went upstairs. As Elijah looked around, he was disturbed by Fern, whom he grabbed and forcibly pushed down the steep staircase. The fall triggered a serious response in Fern's pre-existing brain condition and she died shortly afterwards. Fern was three months pregnant at the time and the fall also killed her unborn child.

Elijah went into one of the bedrooms, where he saw Gianni. He thought Gianni was asleep. Elijah used his knife to stab Gianni repeatedly in the chest. Unknown to Elijah, Gianni had suffered a heart attack earlier in the evening and was already dead.

e attempted murder of Gianni.	[30 mark
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In Question **11** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

1 1

As Hayden was walking home, he saw a bicycle leaning against the side of a house next to some bags labelled 'For charity collection'. The bicycle appeared to be in very good condition so Hayden decided to take it.

Later, Hayden was riding home on the bicycle when he decided to see how fast he could go. As Hayden cycled too fast around a sharp bend, he crashed into some railings, damaging the bicycle. Hayden suffered a head injury in the crash. He staggered back to the bicycle with little idea of what was happening and threw the bicycle over the railings into the fast-flowing river below.

The next day, Hayden was still feeling dizzy from the crash. He was walking through the park. Ian, a passer-by, saw that Hayden had become unsteady on his feet and offered to telephone for an ambulance. Hayden refused the offer of help and punched Ian in the face. Ian's face was very sore and badly bruised for days after the incident.

Consider the criminal liability of Hayden in relation to the bicycle **and** for the injury suffered by lan.

If Hayden were to face trial at the Crown Court, assess the role that barristers may carry

out during the trial.	[30 marks]	
	[00 marks]	



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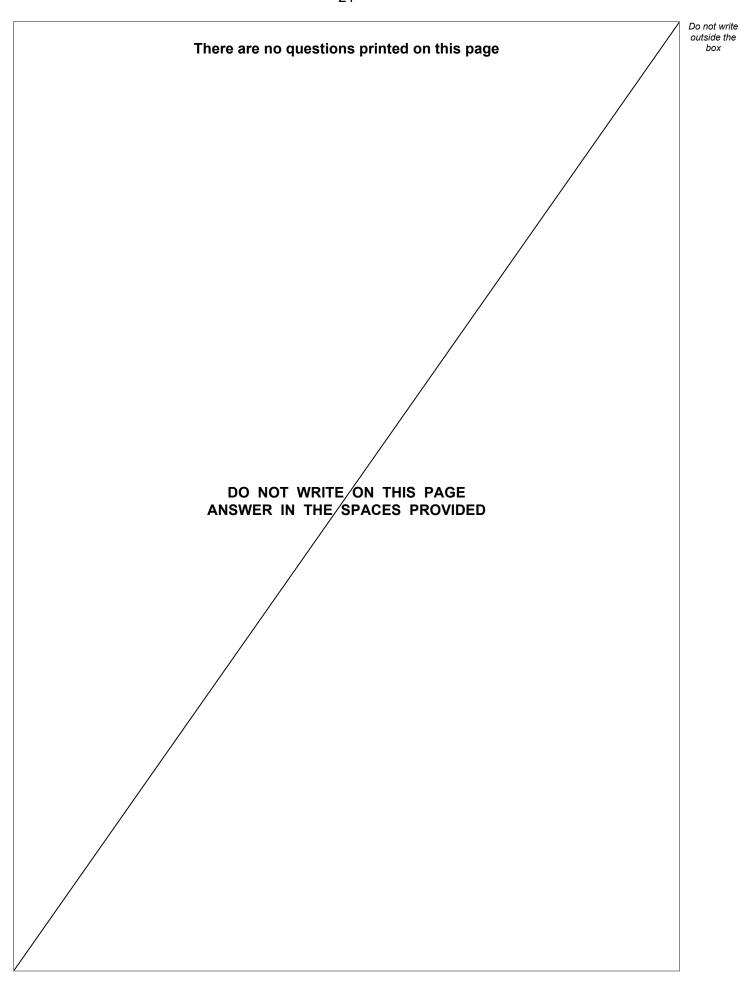
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A-level **LAW**

Paper 1

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0 1	Which of the following best describes the mens rea for the offence of occasioning actual bodily harm?	assault (battery)
	occasioning actual bodily harm?	[1 mark]
	A Intention or recklessness as to causing fear of force or applying force.	0
	B Intention to cause serious harm.	0
	C Intention to use force.	0
	D Recklessness as to the infliction of some harm.	0
0 2	Which of the following can be used as evidence to support a defence under s54 and s55 of the Coroners and Justice Act 2009?	
		[1 mark]
	A The defendant acted due to fear of serious violence.	0
	B The defendant acted in a considered desire for revenge.	0
	C The defendant's conduct was due to a reflex reaction.	0
	D The defendant's mens rea was removed due to the effect of a drug	J. O



0 3	When interpreting a statute, which of the following requires a judge to plain, ordinary meaning even if the outcome is absurd?	give words their
	plant, ordinary meaning even if the outcome is absure:	[1 mark]
	A Golden Rule	0
	B Literal Rule	0
	C Mischief Rule	0
	D Purposive Approach	0
0 4	Which statement best describes a 'binding precedent' within the doctr precedent?	ine of judicial [1 mark]
	A A judgment made by a lower court where there is no previous law for the judge to use.	0
	B A judgment made in a previous case that the judge may decide to follow.	0
	C A judgment made in a previous case which must be followed by judges in later cases.	0
	D A judgment which states that a conviction from a previous case is unsafe.	0
0 5	Public funding is sometimes available for criminal cases, as long as th justice' test is met. Which of the following is not relevant to the 'intere	
	A The defendant's ability to understand court proceedings.	0
	B The financial status of the defendant.	0
	C The likelihood that the defendant's liberty could be lost.	0
	D The need to trace and interview witnesses.	0
	Turn over for the next question	

Explain any two f	features that are esse	ential to the operatior	of judicial preced	lent. [5 m
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Alice had been a member of a violent, criminal gang for several years. The leader of the gang, Brianna, ordered Alice to steal £1000 from a local Post Office. When she refused, Brianna threatened Alice and said that she would 'put her in hospital' if she did not show her commitment to the gang.

Alice carried out the theft and was arrested by the police.

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	Late one night and armed with a gun, Carla was driving around her neighbourhood. As Carla approached a crowded fast-food restaurant, she saw a man (Denton) standing in the doorway. Carla fired three bullets towards the doorway and sped off.
	The bullets missed Denton but one hit and killed Emma, who was inside the restaurant at the time.
1	Advise Carla of her criminal liability for the murder of Emma. [10 mar
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In (Question 09 you are required to provide an extended answer which shows a clea
log	ical and sustained line of reasoning leading to a valid conclusion.
	mine the meaning and importance of 'fault' within criminal law and discuss the ex hich the rules of causation are evidence of a requirement for fault in criminal liabi [15 m



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	In Question 10 you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.
1 0	Flynn had recently been diagnosed with paranoid personality disorder. This would often make him feel that he was being followed by people intending to harm him. As he was flying his remote-controlled model aeroplane, at a local park, he saw a crowd of people entering the park. Flynn became distressed and flew the plane very low towards the crowd causing them to panic and run out of the way. Ginny failed to move away in time and was hit by the plane's sharp, metal propeller, causing a cut to her arm.
	Ginny did not visit her doctor until a week later, by this time the cut was not healing well and her arm was very red and painful. The doctor examined Ginny's arm but failed to diagnose a serious infection. The doctor bandaged her arm and sent her home to rest. Ginny died from the infection two days later.
	Consider the criminal liability of Flynn for the incident with the crowd. Consider the criminal liability of Flynn and the doctor for the involuntary manslaughter of Ginny. [30 marks]



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In Question 11 you are required to provide an extended answer which shows a clear,
logical and sustained line of reasoning leading to a valid conclusion.

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lan, the manager of a shop, wrongly believed that Harry, one of his employees, was stealing from the shop and dismissed him. Upset at the loss of his job, Harry crept into the office and used his mobile phone camera to take photographs of a list of the shop's customers.

Angered after discovering that Harry had tried to sell photographs of the list to a rival shop, lan drank several large glasses of wine before going to confront Harry at his home. An argument followed and lan pushed Harry to the ground, causing Harry's mobile phone to fall from his pocket. Confused by the effects of the wine, lan put the phone in his bag believing it to be his.

When Ian arrived home, he realised that the phone was Harry's and decided to sell it to one of his friends and use the money to replace items that he believed Harry had taken from the shop.

Consider Harry's criminal liability for the theft of the information contained in the list **and** lan's criminal liability for property offences in relation to the mobile phone.

Assuming that Harry was convicted of any offence, assess the main aims of sentencing

that a judge is likely to consider.	[30 marks]
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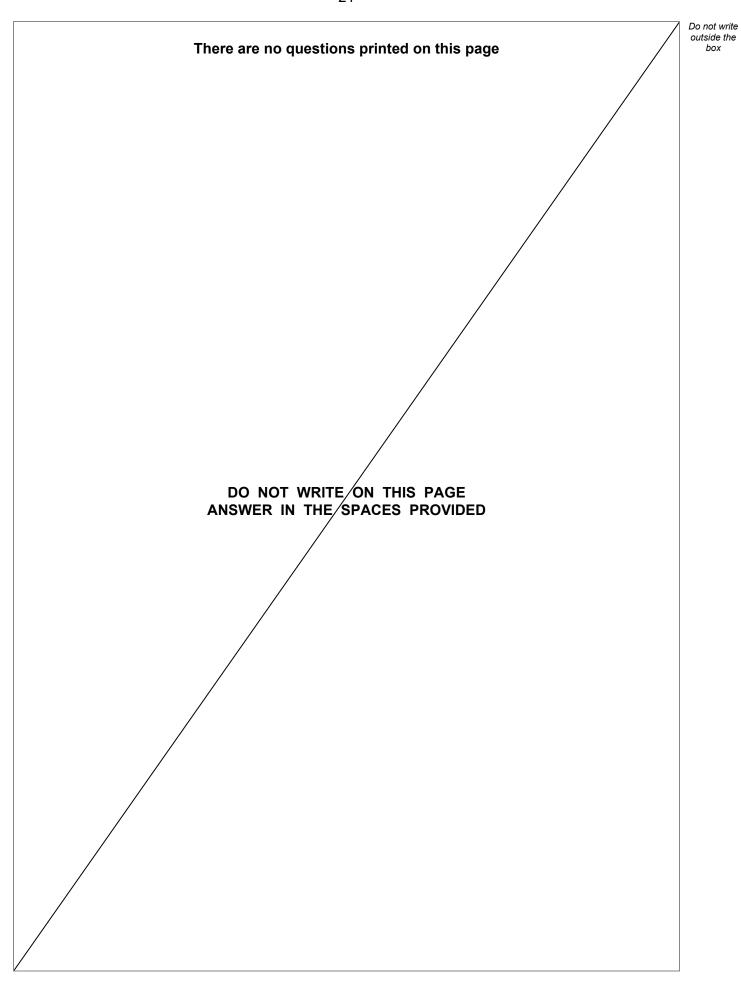
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A-level **LAW**

Paper 1

Friday 26 May 2023

Morning

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0 1	Which one of the following can be used as evidence for the defence of responsibility under s2 of the Homicide Act 1957?	diminished
	responsibility under \$2 of the Hornicide Act 1937 ?	[1 mark]
	A The defendant acted in response to a qualifying trigger.	0
	B The defendant acted proportionately to a threat of serious violence.	0
	C The defendant's conduct was due to the effect of a drug.	0
	D The defendant's mental functioning was substantially impaired.	0
0 2	Which one of the following statements about offences of strict liability is	s true? [1 mark]
	A A person may be liable even though they took all reasonable care.	0
	B A sentence of imprisonment cannot be imposed.	0
	C The actus reus need not be proven.	0
	D The defendant must foresee a desired consequence.	0



0 3	Which one of the following statements about the role of magistrates is f	alse? [1 mark]	outside box
	A Magistrates can hear bail applications.	0	
	B Magistrates can impose a sentence of up to six months' imprisonment for offences triable summarily only.	0	
	C Magistrates can try indictable only offences.	0	
	D Magistrates sometimes sit with a judge in the Crown Court and hear appeals.	0	
0 4	Which one of the following is the best reason for State funding (legal ai for a trial in a criminal case?	d) being granted [1 mark]	
	A The defendant has been released on bail.	0	
	B The defendant has no previous convictions.	0	
	C The defendant has pleaded guilty.	0	
	D The defendant's trial will involve consideration of a substantial point of law.	0	
0 5	Which one of the following is an example of an aggravating factor in se	ntencing? [1 mark]	
	A The defendant has no previous convictions.	0	
	B The defendant has shown remorse.	0	
	C The defendant pleaded guilty.	0	
	D The defendant used a weapon during the offence.	0	5
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Explain two aspects of the role of the judge in a criminal case.	[5 m
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0 7	Adil pushed Bina towards a crowd of people.	The force from the push caused Bina to
	fall against Caleb, knocking him off balance.	

Suggest why Bina does not satisfy the required actus reus against Caleb.	hy Bina does not satisfy the required actus reus for the offence of battery		
against Galeb.	[5 marks]		
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Turn over for the next question

0	8	Dan volunteered to help his neighbour, Emma, build a patio in her garden. Emma asked that Dan clear a space for the patio and put any waste, including plants, in her rubbish bin. When Emma left Dan alone in the garden, he dug several plants out of the ground he was clearing. He then moved the plants and replanted them in his own garden.

When the patio was completed, Emma was so grateful for Dan's help that she told him to go into the kitchen and take £20 from her bag. Dan took £30 from Emma's bag as he believed he was entitled to more money because of the amount of time he had spent on the project.

Advise Dan of his criminal liability in relation to the theft of the plants and the	extra £10. [10 marks]



10



Examine the meaning of fluction	e' and discuss the extent to which the law on non-fatal
offences may achieve justice.	
	[15 m



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In Question **10** you are required to provide an extended answer which shows a clear, logical and sustained line of reasoning leading to a valid conclusion.

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Felix was wanted by the police. His best friend, Gabe, suggested that he drive Felix to his friend Harriet's house where he could hide. To avoid being seen by the police, Felix and Gabe decided that Felix should travel in the boot of the car. Although it was a very hot day, Gabe did not check on Felix during the three-hour journey. On arriving at Harriet's house, Gabe discovered that Felix was having trouble breathing. Felix was rushed to hospital but died later that day. The doctors reported that, unknown to Gabe, Felix had an underlying heart condition which was made worse by the heat.

Two days later Gabe was called to the police station. As he drove into the station's car park, he saw Harriet. Annoyed by the social media posts that Harriet had shared blaming him for Felix's death, Gabe opened his window and shouted at her. Harriet turned to him, began to laugh and started filming him on her mobile phone, stating, 'Now everyone can see the useless idiot who killed his friend!' Gabe was very short-tempered and, on hearing this, he became very angry and immediately accelerated towards Harriet, hitting her with the full force of the car. Harriet died instantly. It was later discovered that Harriet was pregnant and her unborn child was also killed due to the force of the impact.

arriet and her unborn child.	[30 marks





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In Question 11 you are required to provide an extended answer which shows a clear,
logical and sustained line of reasoning leading to a valid conclusion.

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Jalen believed Katie was having an affair with her husband, Leon. Jalen decided to send Katie a letter to scare her. The letter told Katie to stay away from Leon and threatened her with 'revenge' if she did not. When Katie opened and read the letter, she was very frightened.

A few weeks later, Jalen discovered that Leon had been texting Katie. After drinking a large amount of alcohol, she set out for Katie's house with an air rifle intending to injure her. Jalen could see the shape of a woman through a window and in her intoxicated state believed this to be Katie. She fired the rifle at the shape. However, Jalen had unknowingly selected the wrong house. Mary, Katie's neighbour, was hit by the shot and suffered deep cuts to her hand.

Consider the criminal liability of Jalen in relation to the threat to Katie **and** the injuries suffered by Mary.

Precedent will have played a significant role in the development of the rules of law applied to decide criminal liability in cases such as Jalen's. Assess the advantages of the doctrine of judicial precedent.



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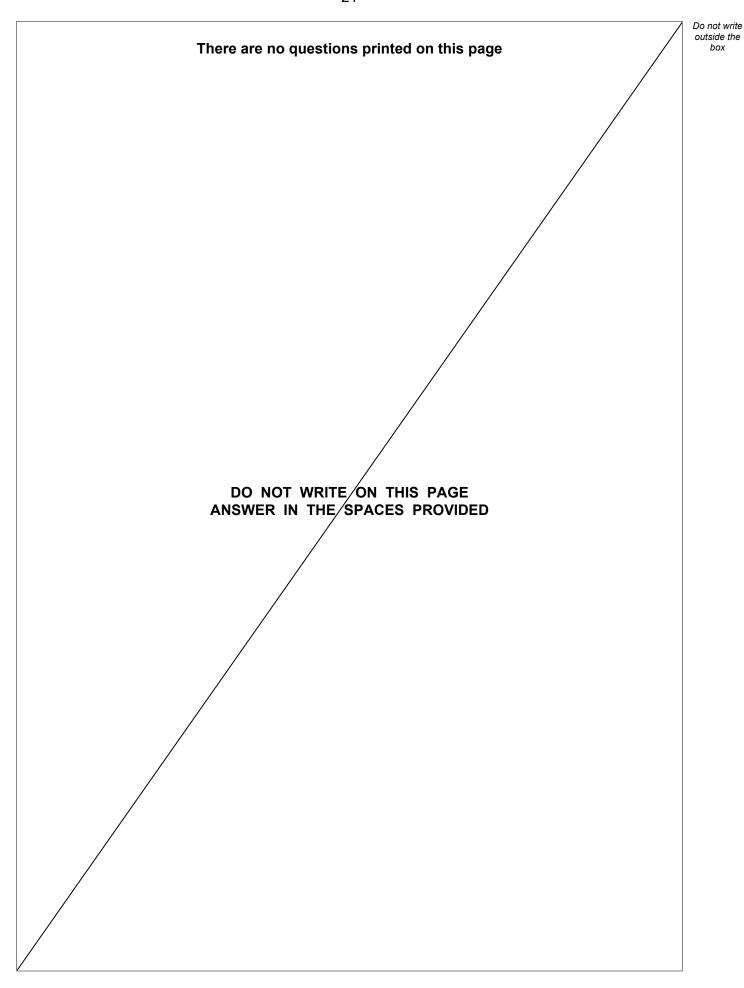






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